

**NOTICE OF APPEAL TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

IN RE APPLICATION OF: **WELSH, MICHAEL J., et al.**
SERIAL NO: 10/659,467
FILED: September 10, 2003
FOR: NOVEL COMPOSITIONS AND METHODS FOR
MODULATION OF THE ACID-SENSING ION CHANNEL
(ASIC) FOR THE TREATMENT OF ANXIETY AND DRUG
ADDICTION

Group Art Unit: 1646
Examiner: WEGERT, SANDRA L.
Conf No: 6078
Attorney Docket No: P05405US01

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Madam:

In Response to the Examiner's re-opened Office Action dated August 20, 2009 rejecting claims 1-4, 24, 25, 30 and 31, Applicant hereby initiates a new appeal by filing this Notice of Appeal under 37 CFR 41.31 to the Board of Patent Appeals and Interferences.

The items checked below are appropriate:

[X] No fee for this Notice as the Notice of Appeal filed November 30, 2008 and Appeal Brief filed April 20, 2009 were paid for at that time.

=====

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☐ deposited with the United States Postal Service with sufficient postage as First Class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: 12/21/09

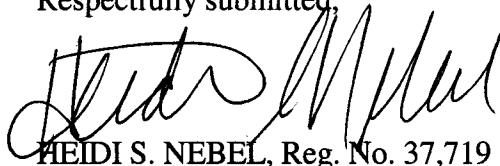
ELECTRONIC/FACSIMILE

☒ transmitted by electronic/facsimile to the Patent and Trademark Office, Art Unit 1646 at Fax No. (571) 273-8300.


HEIDI S. NEBEL

- [X] The Commissioner is hereby authorized to charge the extension fees to Deposit Account No. 26-0084.
- [X] The Commissioner is authorized to charge any underpayment or credit any overpayment or to Deposit Account No. 26-0084.
- [X] A petition for an extension of time under 37 CFR 1.136(a) is enclosed.

Respectfully submitted,



HEIDI S. NEBEL, Reg. No. 37,719
McKEE, VOORHEES & SEASE, P.L.C.
801 Grand Avenue, Suite 3200
Des Moines, Iowa 50309-2721
Phone No. (515) 288-3667
Fax No. (515) 288-1338
CUSTOMER NO: 22885

Attorneys of Record

- bjh -